

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:

NATIONAL FORGE COMPANY, *et al.*,

Debtor.

OFFICIAL COMMITTEE OF UNSECURED  
CREDITORS OF NATIONAL FORGE  
COMPANY,

Plaintiff,

v.

E. ROGER CLARK, both Individually and/or as  
an Officer and/or Director of National Forge  
Company and/or National Forge Company  
Holdings, Inc.; MAURICE J. CASHMAN, both  
Individually and/or as an Officer and Director of  
National Forge Company and/or National Forge  
Company Holdings, Inc. ;DANA BEYELER,  
both Individually and/or as an Officer of  
National Forge Company; ROBERT A.  
KAEMMERER, both Individually and/or as an  
Officer of National Forge Company  
and/or National Forge Company Holdings, Inc.;  
THOMAS H. JACKSON, both Individually  
and/or as an Officer of National Forge Company,  
Inc.; CHARLES R. OLSON, both Individually  
and/or as an Officer of National Forge Company,  
Inc.; DANIEL ANTOS; WILLIAM D. BAILEY;  
RICHARD A. BREWSTER; JAMES E.  
CALDWELL; LARRY CAMPBELL; JAMES  
C. CONFER; RICHARD D'ALESSANDRO;  
DONALD FISSEL; JAMES B. HARRIS;  
ASHOK K. KHARE; CARL J. LUPPINO;  
CLARENCE E. MASON; HAROLD MURPHY;  
PHILIP R. NONOSEL; JAMES D. RUHLMAN;  
PHILLIP R. SIMONS; GLENN E. TURK;  
RONALD L. YOUNG; BARRY ZISCHKAU;  
JP MORGAN CHASE & CO., as Lender and  
Agent on Behalf of Certain Lenders Under  
Various Amendments to Amended and Restated

Civil Action No. 04-21 (Erie)

Hon. Sean J. McLaughlin

caption continued

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Credit Agreement dated April 6, 1998; FLEET )  
BUSINESS CREDIT; NATIONAL CITY )  
BANK OF PENNSYLVANIA, )  
 )  
Defendants. )  
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**JOINT MOTION TO SUBSTITUTE DEFENDANTS**

Now come, Plaintiff Official Committee of Unsecured Creditors of National Forge Company, Defendants listed above, Non-party JPMorgan Chase Bank, NA, and Official Committee of Retirees of National Forge Company and file this Joint Motion to Substitute Defendants as follows:

1. The parties have determined that JPMorgan Chase & Co. was inadvertently named as a defendant, and the appropriate defendant is JPMorgan Chase Bank, NA.
2. Defendant Fleet Business Credit Corporation has merged into and is now known as Bank of America, NA.

WHEREFORE, the parties respectfully request that an order in the form attached hereto be entered substituting as defendants JPMorgan Chase Bank, NA for JPMorgan Chase & Co. and Bank of America, NA for Fleet Business Credit Corporation.

Respectfully submitted,

Dated: August 15, 2006

/s/ John M. Steiner  
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Counsel for the Official Committee of  
Unsecured Creditors

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Counsel for JPMorgan Chase & Co.; Fleet  
Business Credit Corporation, n/k/a Bank of  
America, NA; National City Bank of  
Pennsylvania, and JPMorgan Chase Bank, NA

/s/ Arthur Martinucci

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Counsel for the Official Committee of Retirees  
of National Forge Company

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Counsel for Defendants E. Roger Clark;  
Maurice J. Cashman; Dana Beyeler; and  
Robert A. Kaemmerer

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Counsel for Defendants Daniel Antos; William  
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Richard D'Alessandro; Donald Fissel; James  
B. Harris; Thomas H. Jackson; Ashok K.  
Khare; Carl J. Luppino; Clarence E. Mason;  
Harold Murphy; Philip R. Nonosel; Charles R.  
Olson; James D. Ruhlman; Philip R. Simons;  
Glenn E. Turk; Ronald L. Young; Barry  
Zischkau

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that on this 15<sup>th</sup> day of August, 2006, I served or caused to be served a copy of the foregoing Joint Motion to Substitute Defendants via electronic mail upon the following:

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/s/ Joel M. Walker

Joel M. Walker